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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/616,330	07/15/2000	David Stanton	72949/0269498 0269498	8440
7	7590 03/15/2004		EXAM	INER
DAVID H. JAFFER PILLSBURY WINTHROP LLP			PHAN, TAM T	
2550 HANOVER STREET			ART UNIT	PAPER NUMBER
PALO ALTO,	PALO ALTO, CA 94304-1115			

DATE MAILED: 03/15/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

	Application No.	Applicant(s)			
	09/616,330	STANTON ET AL.			
Office Action Summary	Examiner	Art Unit			
	Tam (Jenny) Phan	2144			
The MAILING DATE of this commu	nication appears on the cover shet	with th correspondence address			
eriod for Reply					
A SHORTENED STATUTORY PERIOD IT THE MAILING DATE OF THIS COMMUM Etatesises of time may be available under the provision after SIX (6) MONTHS from the mailing date of this com If the period for reply specified above, is less than thirty If NO period for reply is specified above, the maximum a Failure to reply within the set or standed period for repl Any reply received by the Office later than three months earned patent term ediptament. See 37 CFR 1704(b).	IICATION. s of 37 CFR 1.136(a). In no event, however, may 4 munication. 30) days, a reply within the statutory minimum of the tatutory period will apply and will expire SIX (6) MC will. by statute, cause the application to become / will.	a reply be timely filed hirty (30) days will be considered timely. NTHS from the mailing date of this communication. ABANDONED (35 U.S.C. § 133).			
status					
1) Responsive to communication(s) fil	ed on <u>25 July 2003</u> .				
3) Since this application is in condition	for allowance except for formal ma	atters, prosecution as to the merits is			
closed in accordance with the pract	tice under <i>Ex part</i> e Quayle, 1935 C.	D. 11, 453 O.G. 213.			
Disposition of Claims					
4)⊠ Claim(s) <u>1-20</u> is/are pending in the	application				
4a) Of the above claim(s) is/i					
5) Claim(s) is/are allowed.					
6) Claim(s) is/are rejected.					
7) Claim(s) is/are objected to.					
8)⊠ Claim(s) <u>1-20</u> are subject to restrict	tion and/or election requirement.				
Application Papers					
9) The specification is objected to by the	he Examiner.				
10) The drawing(s) filed on is/are	e: a)□ accepted or b)□ objected to	o by the Examiner.			
	ection to the drawing(s) be held in abey				
		ng(s) is objected to. See 37 CFR 1.121(d)			
11) The oath or declaration is objected	to by the Examiner. Note the attach	ed Office Action or form PTO-152.			
Priority under 35 U.S.C. § 119					
Copies of the certified copies application from the Internation	y documents have been received. y documents have been received in s of the priority documents have bee onal Bureau (PCT Rule 17.2(a)).	Application No en received in this National Stage			
* See the attached detailed Office acti Attachment(s)) Notice of References Cited (PTO-892)	_	ot received.			
2) Notice of Draftsperson's Patent Drawing Review	(PTO-948) Paper N	o(s)/Mail Date			
 Information Disclosure Statement(s) (PTO-1449 of Paper No(s)/Mail Date 	or PTO/SB/08) 5) Notice o	f Informal Patent Application (PTO-152)			

Application/Control Number: 09/616,330

Art Unit: 2144

DETAILED ACTION

Election/Restrictions

- 1. Restriction to one of the following invention is required under 35 U.S.C. 121:
 - Claims 1-12 are drawn to a component-based software development platform and classified in class 717. subclass 107.
 - II Claims 13-20 are drawn to a computer network messaging platform and classified in class 709, subclass 220.
- 2. The inventions are distinct, each from the other because of the following reasons: Inventions I and II are related as subcombinations disclosed as usable together in a single combination. The subcombinations are distinct from each other if they are shown to be separately usable. In the instant case, invention I has separate utility, usable alone, such as the ability to develop and deploy software components in software development system. Invention II has separate utility, usable alone, such as the ability to connect and convert service request to an encoding protocol different from the default protocol through a computer network messaging platform. See MPEP § 806.05(d)
- 3. Because these inventions are distinct for the reasons given above and have acquired a separate status in the art as shown by their different classification, and the search required for Group II is not required for Group I, restriction for examination purposes as indicated is proper.
- Applicant is advised that the reply to this requirement to be complete must include an election of the invention to be examined even though the requirement be traversed (37 CFR 1.143).

Application/Control Number: 09/616,330

Art Unit: 2144

5. Applicant is reminded that upon the cancellation of claims to a non-elected

invention, the inventorship must be amended in compliance with 37 CFR 1.48(b) if one

or more of the currently named inventors is no longer an inventor of at least one claim

remaining in the application. Any amendment of inventorship must be accompanied by

a request under 37 CFR 1.48(b) and by the fee required under 37 CFR 1.17(i).

Conclusion

6. Any inquiry concerning this communication or earlier communications from the

examiner should be directed to Tam (Jenny) Phan whose telephone number is (703)

305-4665. The examiner can normally be reached on M-F 9:00-5:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's

supervisor, Jack Harvey can be reached on (703) 305-9705. The fax phone numbers

for the organization where this application or proceeding is assigned are (703) 746-7239

for regular communications and (703) 746-7238 for After Final communications.

Any inquiry of a general nature or relating to the status of this application or

proceeding should be directed to the receptionist whose telephone number is (703) 305-

3900.

Jack Harvey SPE Art Unit 2142

703-305-9705

tp Eobru

February 12, 2004

DAVID WILEY SUPERVISORY PATENT EXAMINER TECHNOLOGY CENTER 2100